



UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Rashtchian *et al.*

Appl. No.: 09/741,664

Filed: December 21, 2000

For: **Stable Compositions for Nucleic
Acid Amplification and Sequencing**

Confirmation No.: 7736

Art Unit: 1634

Examiner: Sitton, Jehanne S.

Atty. Docket: 0942.3910003/BJD/SAC

**Second Supplemental Information Disclosure Statement
Filing Under 37 C.F.R. § 1.97(c)**

Mail Stop Amendment

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Forms PTO/SB/08A and PTO/SB/08B are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Second Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' First Supplemental Information Disclosure Statement filed on August 22, 2002 in connection with the above-captioned application. Copies of documents are submitted herewith.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication

dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

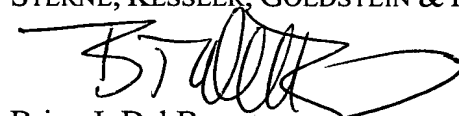
This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application. Attached is our PTO-2038 Credit Card Payment Form in the amount of \$180.00 in payment of the fee under 37 C.F.R. § 1.17(p).

It is respectfully requested that the Examiner initial and return copies of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

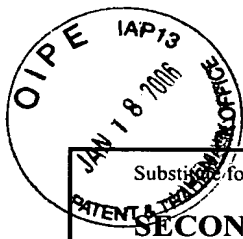


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SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Application Number	09/741,664	
			Filing Date	December 21, 2000	
			First Named Inventor	Ayoub Rashtchian	
			Art Unit	1634	
			Examiner Name	Sitton, Jehanne S.	
Sheet	1	of	1	Attorney Docket Number	0942.3910003/BJD/SAC

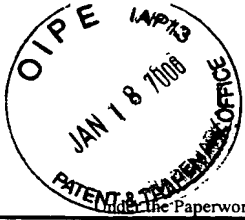
U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)					
	AM3	WO	89/06691 A2	07/27/1989	Cetus Corporation		
	AN3	WO	92/09689 A1	06/11/1992	Stratagene		

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Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
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				Filing Date	December 21, 2000
				First Named Inventor	Ayoub Rashtchian
				Art Unit	1634
				Examiner Name	Sitton, Jehanne S.
Sheet	1	of	1	Attorney Docket Number	0942.3910003/BJD/SAC

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published	T ²
	AT15	Supplementary European Search Report for European Application No. 97 93 8279.3, European Patent Office, Netherlands, mailed January 12, 2005	

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January 18, 2006

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Art Unit 1634

Attn: Mail Stop Amendment

Re: U.S. Utility Patent Application
Application No. 09/741,664; Filed: December 21, 2000
For: **Stable Compositions for Nucleic Acid Amplification and Sequencing**
Inventors: Rashtchian *et al.*
Our Ref: 0942.3910003/BJD/SAC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Credit Card Payment Form (PTO-2038) in the amount of \$180.00 to cover: \$180.00 - Fee for Submission of an Information Disclosure Statement;
2. Second Supplemental Information Disclosure Statement Filing Under 37 C.F.R. § 1.97(c);
3. A listing of the cited documents on Form PTO/SB/O8A (1 sheet);
4. A copy of the cited documents AM3 and AN3;
5. A listing of the cited document on Form PTO/SB/O8B (1 sheet);
6. A copy of the cited document AT15; and
7. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
January 18, 2006
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

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Brian J. Del Buono
Attorney for Applicants
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Enclosures

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